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UNITED STATES DISTRICT COURT
 DISTRICT OF NEVADA

LERNER & ROWE INJURY ATTORNEYS, a Nevada
 Corporation,

 Plaintiffs,

 v.

 ARQUIDEMES COSME; UNITED STATES OF
 AMERICA DEPARTMENT OF TREASURY,
 INTERNAL REVENUE SERVICE; UNITED
 STATES OF AMERICA DEPARTMENT OF
 VETERANS AFFAIRS, VETERANS HEALTH
 ADMINISTRATION; CARECREDIT LLC;
 SYNCHRONY LENDING, INC.; RAUSCH,
 STURM, ISRAEL, ENERSON & HORNIK LLP;
 DOES I – V; and ROE CORPORATIONS I – V;

 Defendants.

CASE NO.

**COMPLAINT FOR INTERPLEADER
 AND DECLARATORY RELIEF**

COMES NOW the Plaintiff, LERNER & ROWE INJURY ATTORNEYS, by and through its
 counsel of record, Randolph L. Westbrook, Esq., of LERNER & ROWE INJURY ATTORNEYS, and
 brings this Complaint in Interpleader under 28 U.S.C. § 1335 because a substantial part of the property
 that is subject of this complaint for interpleader is situated in Las Vegas, Nevada, which is located in the
 Court's judicial district and for such causes of action alleges:

...

I. The Parties to This Complaint

a. The Plaintiff in Interpleader

Lerner & Rowe Injury Attorneys, incorporated under the laws of the State of Nevada, and has its principal place of business in the State of Nevada.

b. The Defendants in Interpleader

1. Arquidemes Cosme, a citizen of the State of Nevada.

2. The United States of America Department of Treasury, Internal Revenue Service, an agency of the United States Federal Government, existing within the State of Nevada.

3. Veterans Health Administration, a political subdivision of the Department of Veterans Affairs, an entity within the United States Federal Government, existing under the laws of the state of Nevada.

4. CareCredit LLC, is a California Limited Liability Corporation, existing and doing business in Clark County, Nevada.

5. Synchrony Lending, Inc. is a California Corporation, existing and doing business in Clark County, Nevada.

6. Rausch, Sturm, Israel, Enerson & Hornik LLP is a Wisconsin Limited Liability Partnership, existing and doing business in Clark County, Nevada.

II. Basis for Jurisdiction and Venue

Jurisdiction is proper because defendant Arquidemes Cosme is a citizen of the state of Nevada, and defendants United States America Department of Tresaurry, Internal Revenue Service, and the United States of America Department of Veterans Affairs, Veterans Health Administration are both agencies of the United States Federal Government. The property in controversy is worth \$38,800.00. Venue is proper under 28 U.S.C. § 1397 because at least one defendant, Arquidemes Cosme, resides in Clark County,

1 Nevada, which is located in this court's judicial district. Further, a substantial part of the property that is
2 the subject of this complaint of interpleader is situated in Clark County, Nevada.

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4 **III. Statement of Interpleader Action**

5 1. At all times relevant hereto, Plaintiff Lerner & Rowe Injury Attorneys was and is a Nevada
6 Professional Corporation duly organized and existing under the laws of the State of Nevada.

7 2. Plaintiff is informed and believes and thereupon alleges that, at all times relevant hereto,
8 Defendant Arquidemes Cosme is a resident of Las Vegas, Nevada.

9 3. Plaintiff is informed and believes and thereupon alleges that, at all times relevant hereto,
10 Defendant United States Of America Department of Treasury, Internal Revenue Service was and is an
11 agency of the United States Federal Government, existing within the State of Nevada, and said Defendant
12 may have an interest in the interpleader funds.

13 4. Plaintiff is informed and believes and thereupon alleges that, at all times relevant hereto,
14 Defendant Veterans Health Administration, a political subdivision of the Department of Veterans Affairs,
15 an entity within the Federal Government, existing under the laws of the State of Nevada, and said
16 Defendant may have an interest in the interpleader funds.

17 5. Plaintiff Lerner & Rowe Injury Attorneys entered into a valid lawyer's contingency retainer
18 agreement with Arquidemes Cosme whereby Mr. Cosme agreed to pay Plaintiff 33 1/3% of any award
19 recovered in addition to all costs associated with pursuing his claim for personal injuries against Riley
20 Polson and his insurance company, State Farm Insurance Company, stemming from an April 15, 2017
21 motor vehicle accident occurring in Clark County, Nevada.

22 6. Lerner & Rowe Injury Attorneys has recovered personal injury proceeds in the amount of
23 \$38,800.00 on behalf of Arquidemes Cosme for his claims against Riley Polson and State Farm Insurance
24 Company.
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1 7. Lerner & Rowe Injury Attorneys is entitled to attorney's fees in the amount of \$12,933.33,
2 which is 33 1/3% of the "total recovery" per the retainer contract and is entitled to costs in the amount of
3 \$275.00.

4
5 8. Each of the Defendants may claim some right, entitlement, interest or benefit of the settlement
6 funds.

7 9. The amounts owed the defendants, exceeds the amount of the settlement funds available.

8 10. Lerner & Rowe Injury Attorneys cannot safely determine without hazard to itself, to whom the
9 proceeds of the settlement should be paid, and how the proceeds should be divided. As such, it has
10 become necessary to file the Complaint for Interpleader.

11
12 11. Lerner & Rowe Injury Attorneys has brought this Complaint in good faith and without
13 collusion with any parties hereto. As directed by the Court, Lerner & Rowe Injury Attorneys will deposit
14 the sum of \$38,800.00 and said proceeds may be held by the Court, or its designee, pending the resolution
15 of the competing claims of the parties herein.

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17 12. Plaintiff is entitled to a full and final release of all medical liens in exchange for individual
18 amounts to be determined by the Court.

19 WHEREFORE, Plaintiff Lerner & Rowe Injury Attorneys expressly reserves its right to amend its
20 Complaint at the time of the hearing of the action herein to include all defendants not yet ascertained,
21 prays as follows:

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23 **IV. Relief**

24 1. That Defendants appear and answer to establish whatever claims they have with respect to
25 the settlement proceeds;

4. That the Court award reasonable attorney's fees to the undersigned counsel by reason of necessity of bringing this action;

6. That the Court affords any further relief as it may deem just and proper.

/s/ Randolph Westbrook
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 Las Vegas, Nevada 89147
 Attorney for Plaintiff